

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

MARY DESMOND & THOMAS ZIOBROWSKI
Plaintiff(s)

CIVIL ACTION

V.

NO. 05-10355-NG

MORTON C. BRATT, ANTHONY L. SCIALABBA,
WHITE & WILLIAMS, LLP, CITISTREET, LLC,
SCIALABBA & MORRISON, P.C.,
THE STANDARD AUTOMOTIVE 401(K) PLAN,
THE STANDARD AUTOMOTIVE EMPLOYER CONTRIBUTION PLAN,
ANTHONY L. SCIALABBA & ASSOCIATES, P.C.
Defendant(s)

**REPORT RE: REFERENCE FOR
ALTERNATIVE DISPUTE RESOLUTION**

TO JUDGE NANCY GERTNER

- [] The above entitled case was reported settled after referral to the ADR Program, but prior to ADR.

- [X] On January 5, 2006 I held the following ADR proceeding:

☐ SCREENING CONFERENCE
 ☐ EARLY NEUTRAL EVALUATION
☒ MEDIATION
 ☐ SUMMARY BENCH / JURY TRIAL
☐ MINI-TRIAL
 ☐ SETTLEMENT CONFERENCE

All parties were represented by counsel [except _____]

The parties were / were not present in person or by authorized corporate officer [except _____].

The case was:

- ☐ Settled. Your clerk should enter a _____ day order of dismissal.
- ☐ There was progress. A further conference has been scheduled for _____ unless the case is reported settled prior to that date.
- ☒ Further efforts to settle this case at this time are, in my judgment, unlikely to be productive. This case should be restored to your trial list. Parties have filed a motion to transfer and consolidate [53] this case with MDL-1753 In Re Standard Automotive Corp. Retire Benefit ERISA Litigation pending in New Jersey, with the Judicial Panel on Multidistrict Litigation because the cases involve similar operative facts, which this Court recommends.
- ☐ Suggested strategy to facilitate settlement:

1/5/2006
DATE

/S/ Joyce London Alexander
ADR Provider